

# UNITED STATES DISTRICT COURT

for the

Western District of North Carolina

United States of America

v.

Vonzell Clinton

Date of Previous Judgment: 05/15/1997  
(Use Date of Last Amended Judgment if Applicable)

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Case No: 3:96CR105-03

USM No: 12615-058

Tanzania C. Cannon-Eckerle

Defendant's Attorney

## Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

**IT IS ORDERED** that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 168 months is reduced to Time Served Plus 10 Days.

### I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: 35

Criminal History Category: I

Previous Guideline Range: 168 to 210 months

Amended Offense Level: 33

Criminal History Category: I

Amended Guideline Range: 135 to 168 months

### II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

- ☒ The reduced sentence is within the amended guideline range.
- ☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
- ☐ Other (explain):

### III. ADDITIONAL COMMENTS

It is further ordered that as a condition of supervised release the defendant shall submit to the local Residential Reentry Center for a period not to exceed 90 days, with work release, at the direction of the U.S. Probation Officer.

Except as provided above, all provisions of the judgment dated 05/15/1997 shall remain in effect.

**IT IS SO ORDERED.**

Order Date: May 13, 2008

Effective Date: \_\_\_\_\_  
(if different from order date)



Frank D. Whitney  
United States District Judge

